srp.

HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

WRIT PETITION NO. 6842 OF 2007.

Shashikant Waman Redkar. ..Petitioner.

V E R S U S

The State of Maharashtra & Ors. ..Respondents.

Sachin Manale i/b Suresh S. Pakale for the petitioner.

CORAM: S. B. MHASE &
D.G.KARNIK,JJ.
DATE: September 13, 2007.

P.C.

1. Heard learned counsel for the petitioner. The petitioner is not affected by any order. In fact the consent order dated 17th January 2003 passed by the School Tribunal protects the interests of the petitioner fully as he has been re-instated with back wages with all consequential reliefs and benefits including emoluments, pay and allowances and continuity of services.

2. The petitioner complains that the report of the Deputy Director of Education dated 7th November 2003 is not being implemented. Learned counsel for the petitioner is unable to show us any duty statutory or otherwise for implementation of the report and the

officer on whom such duty is cast. In the absence of any statutory duty or any right in the petitioner for getting the report implemented, writ of mandamus cannot be issued directing the Deputy Director of Education to implement the Report dated 7th November 2003. Hence, writ petition is rejected summarily.

(D.G.KARNIK, J.) **(S.B.MHASE, J.)**